



# *The Journal* OF THE *House of Representatives*

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## Introduction and Reference

By the PreK-12 Appropriations Committee; Representative Flores—

**HB 5101**—A bill to be entitled An act relating to prekindergarten through grade 12 education funding; amending s. 212.055, F.S.; deleting the requirement that a district school board imposing the school capital outlay surtax implement a freeze on noncapital local school property taxes; amending s. 216.292, F.S.; deleting provisions relating to the transfer of certain funds for class size reduction; amending s. 1001.451, F.S.; revising provisions relating to the appropriation of funds for regional consortium service organizations; amending s. 1002.32, F.S.; revising and correcting a calculation relating to funding for lab school operating purposes; amending s. 1002.33, F.S.; revising provisions relating to the withholding of an administrative fee for provision of services by the sponsor of a charter school; amending s. 1002.37, F.S.; revising and correcting a calculation relating to funding for Florida Virtual School operating purposes; amending s. 1002.39, F.S.; revising provisions relating to private school documentation for quarterly scholarship payments under the John M. McKay Scholarships for Students with Disabilities Program; amending ss. 1002.55 and 1002.63, F.S.; increasing the maximum number of students and revising the qualifications of prekindergarten instructors in a school-year prekindergarten program class; requiring district school boards to develop plans for meeting class size requirements; requiring public hearings; amending s. 1003.03, F.S., contingent on voter approval of a joint resolution that provides that the current limits on the maximum number of students assigned to each teacher in public school classrooms would become limits on the average number of students assigned per class to each teacher by specified grade grouping in each public school beginning with the 2010-2011 school year; conforming requirements for maximum class size to the joint resolution; providing for Department of Education calculations for implementation; providing an additional implementation option; providing for a reduction in a school district's class-size-reduction operating categorical allocation if a school district's class size exceeds the class size maximums; providing for contingent and retroactive effect; amending s. 1003.03, F.S., contingent on the voters not approving a joint resolution that provides that the current limits on the maximum number of students assigned to each teacher in public school classrooms would become limits on the average number of students assigned per class to each teacher by specified grade grouping in each public school beginning with the 2010-2011 school year; providing for Department of Education calculations for implementation; providing an additional implementation option; providing for a reduction in a school district's class-size-reduction operating categorical allocation if a school district's class size exceeds the class size maximums; providing for contingent and retroactive effect; creating s. 1003.572, F.S.; requiring each district school board to annually report information relating to gifted students and the education services provided to such students; requiring the State Board of Education to adopt rules; creating s. 1006.281, F.S.; encouraging school districts to have

access to electronic learning management systems with certain functionality; amending s. 1006.29, F.S.; revising items considered instructional materials for purposes of state adoption; providing that certain instructional materials shall be available as separate and unbundled items; amending s. 1006.33, F.S.; requiring that certain instructional materials shall primarily be adopted and delivered in electronic format; providing for electronic samples of instructional materials; amending s. 1006.40, F.S.; revising provisions relating to the use of allocations for instructional materials; amending s. 1007.27, F.S.; providing that certain students shall be deemed authorized users of specified state-funded electronic library resources; requiring the State Board of Education and the Board of Governors to adopt rules; amending s. 1011.62, F.S.; revising the calculation of and appropriation for additional full-time equivalent membership for students who complete an industry-certified career and professional academy program; revising calculations for school district required local effort; revising provisions relating to the transfer of categorical funds for certain purposes; providing requirements for the use of categorical funds for the purchase of technological equipment; revising the calculation for determination of the sparsity supplement; providing a restriction on certain calculations for allocation of state funds to a school district for current operation; amending s. 1011.67, F.S.; deleting certain requirements for distribution of funds for instructional materials to school districts; amending s. 1011.68, F.S.; revising a calculation for allocation of funds for student transportation to school districts; amending s. 1011.71, F.S.; requiring that the levy of certain school district millage must be approved by voters at specified elections; providing restrictions; amending s. 1011.73, F.S.; correcting a cross-reference; amending s. 1013.64, F.S.; revising criteria that must be met for a school district request for funding from the Special Facility Construction Account; revising the composition of the Special Facility Construction Committee; providing effective dates.

First reading by publication (Art. III, s. 7, Florida Constitution).

By the State Universities & Private Colleges Appropriations Committee; Representative Proctor—

**HB 5201**—A bill to be entitled An act relating to postsecondary education funding; amending s. 295.02, F.S.; revising provisions relating to the use of funds to pay postsecondary education expenses for children and spouses of certain members of the military; amending s. 295.04, F.S.; providing a definition; providing educational benefit award amounts for students at public and nonpublic eligible postsecondary education institutions; creating s. 1006.72, F.S.; providing requirements for the licensing of electronic library resources; requiring a process to annually identify electronic library resources for specified core categories; providing requirements for statewide, postsecondary, 4-year degree, and 2-year degree core resources; amending s. 1009.22, F.S.; requiring students in workforce education programs to be classified as residents or nonresidents for tuition purposes; authorizing, rather than requiring, the State Board of Education to adopt rules for use by district

school boards and community college boards of trustees in the calculation of workforce education costs borne by students; amending s. 1009.24, F.S.; authorizing certain calculations for expenditures for need-based financial aid; providing that a student who is awarded a prepaid postsecondary tuition scholarship is exempt from payment of the tuition differential while the scholarship is in effect; requiring certain reporting; amending ss. 1009.534, 1009.535, and 1009.536, F.S.; providing that the award amount for a Florida Academic Scholar, Florida Medallion Scholar, and Florida Gold Seal Vocational Scholar shall be specified in the General Appropriations Act for the 2010-2011 academic year; amending s. 1009.984, F.S.; providing that a student who is awarded a prepaid postsecondary tuition scholarship is exempt from payment of the tuition differential while the scholarship is in effect; amending s. 1010.87, F.S.; providing that certain funds transferred to the Workers' Compensation Administration Trust Fund in the Department of Education shall revert to the Workers' Compensation Administration Trust Fund in the Department of Financial Services; amending s. 1011.32, F.S.; revising the date for transmittal to the Legislature of information relating to the Community College Facility Enhancement Challenge Grant Program; amending s. 1011.80, F.S.; requiring students in workforce education programs to be classified as residents or nonresidents for tuition purposes; amending s. 1011.83, F.S.; deleting certain provisions relating to funds appropriated for baccalaureate degree programs conducted by community colleges; amending s. 1011.84, F.S.; requiring the Department of Education to estimate certain community college enrollments separately; reducing the number of fiscal years to be covered in each annual estimation; requiring a community college that grants baccalaureate degrees to report certain expenditures separately; amending s. 1013.79, F.S.; revising the date for transmittal to the Legislature of information relating to the University Facility Enhancement Challenge Grant Program; repealing s. 1009.5385, F.S., relating to the use of certain scholarship funds by children of deceased or disabled veterans; providing an effective date.

First reading by publication (Art. III, s. 7, Florida Constitution).

By the Health Care Appropriations Committee; Representative Grimsley—

**HB 5301**—A bill to be entitled An act relating to Medicaid services; amending s. 400.141, F.S.; conforming a cross-reference to changes made by the act; amending s. 400.23, F.S.; providing for flexibility in how to meet the minimum staffing requirements for nursing home facilities; amending s. 409.903, F.S.; eliminating eligibility and coverage for women during pregnancy and the postpartum period who live in a family that has an income at or below a specified percentage of the federal poverty level; amending s. 409.904, F.S.; revising the expiration date of provisions authorizing the federal waiver for certain persons age 65 and over or who have a disability; revising the expiration date of provisions authorizing a specified medically needy program; amending s. 409.906, F.S.; eliminating optional adult Medicaid coverage for chiropractic services for adult recipients; amending s. 409.908, F.S.; updating the formula used for calculating reimbursements to providers of prescribed drugs; amending s. 409.9082, F.S.; revising the purpose of the use of the nursing home facility quality assessment and federal matching funds; amending s. 409.9083, F.S.; revising the purpose of the use of the privately operated intermediate care facilities for the developmentally disabled quality assessment and federal matching funds; amending s. 409.911, F.S.; updating the data to be used in calculating disproportionate share; revising the formula used to pay disproportionate share dollars to provider service network hospitals; amending s. 409.9112, F.S.; continuing the prohibition against distributing moneys under the perinatal intensive care centers disproportionate share program; amending s. 409.9113, F.S.; continuing authorization for the distribution of moneys to teaching hospitals under the disproportionate share program; amending s. 409.9117, F.S.; continuing the prohibition against distributing moneys under the primary care disproportionate share program; amending s. 409.912, F.S.; updating the formula used for calculating reimbursements to providers of prescribed drugs; amending s. 430.707, F.S.; permitting the Agency for Health Care Administration, in consultation with the Department of Elderly Affairs, to

accept and forward an application for expansion of service capacity to the Centers for Medicare and Medicaid Services for a specified entity that provides benefits under the Program of All-inclusive Care for the Elderly; providing an effective date.

First reading by publication (Art. III, s. 7, Florida Constitution).

By the Health Care Appropriations Committee; Representative Grimsley—

**HB 5303**—A bill to be entitled An act relating to the Agency for Persons with Disabilities; amending s. 393.065, F.S.; revising provisions relating to the order of priority for clients with developmental disabilities waiting for waiver services; extending the date for implementation for certain categories of clients; amending s. 393.0661, F.S.; specifying assessment instruments to be used for the delivery of home and community-based Medicaid waiver program services; revising provisions relating to assignment of clients to waiver tiers; directing the agency to eliminate behavior assistance services; reducing the geographic differential for Miami-Dade, Broward, Palm Beach, and Monroe Counties for residential habilitation services; creating s. 393.0662, F.S.; establishing the iBudget program for the delivery of home and community-based services; providing for amendment of current contracts to implement the iBudget system; providing for the phasing in of the program; requiring clients to use certain resources before using funds from their iBudget; requiring the agency to provide training for clients and evaluate and adopt rules with respect to the iBudget system; amending s. 393.125, F.S.; providing for hearings on Medicaid programs administered by the agency; providing an effective date.

First reading by publication (Art. III, s. 7, Florida Constitution).

By the Health Care Appropriations Committee; Representative Grimsley—

**HB 5305**—A bill to be entitled An act relating to child welfare; creating s. 402.7306, F.S.; requiring the Department of Children and Family Services, the Department of Health, the Agency for Persons with Disabilities, the Agency for Health Care Administration, and community-based care lead agencies to adopt policies for the administrative monitoring of child welfare providers; authorizing private-sector entities to establish an Internet-based data warehouse and archive for the maintenance of specified records of child welfare providers; providing agency and provider requirements; amending s. 402.7305, F.S.; providing a limitation on the frequency of monitoring of child-caring and child-placing service providers; prohibiting certain duplicative monitoring; amending s. 409.1451, F.S.; providing that certain services provided to young adults formerly in foster care are subject to a specific appropriation; revising provisions relating to calculating the amount of, issuing, and terminating an award granted under the Road-to-Independence Program; repealing s. 409.1663, F.S., relating to adoption benefits for qualifying adoptive employees of state agencies; amending s. 409.1671, F.S.; revising provisions relating to funding for contracts established between the Department of Children and Family Services and community-based care lead agencies; authorizing the department to outsource certain functions; authorizing a community-based care lead agency to make certain expenditures; amending s. 409.166, F.S.; conforming a reference to changes made by the act; providing an effective date.

First reading by publication (Art. III, s. 7, Florida Constitution).

By the Health Care Appropriations Committee; Representative Grimsley—

**HB 5307**—A bill to be entitled An act relating to mental health and substance abuse; repealing s. 394.655, F.S., relating to the establishment of the Substance Abuse and Mental Health Corporation; amending ss. 14.20195, 394.656, 394.657, 394.658, and 394.659, F.S.; conforming references to changes made by the act; providing an effective date.

First reading by publication (Art. III, s. 7, Florida Constitution).

By the Health Care Appropriations Committee; Representative Grimsley—

**HB 5309**—A bill to be entitled An act relating to the Comprehensive Statewide Tobacco Education and Use Prevention Program; amending s. 381.84, F.S.; providing for the counter-marketing and advertising campaign to include innovative communication strategies; revising terminology; providing requirements for administration and management of the program by the Department of Health; deleting county health department funding eligibility; specifying purpose of funds distributed under the program; revising the area health education center network program component functions and requirements; authorizing community mental health providers under contract with the Department of Children and Family Services to receive a share of the annual appropriation for specified purposes, subject to a specific appropriation in the General Appropriations Act; requiring the Department of Health to submit a proposal to the Governor and Legislature for developing a pilot program by a specified date; specifying elements of the proposal; deleting obsolete language; providing an effective date.

First reading by publication (Art. III, s. 7, Florida Constitution).

By the Health Care Appropriations Committee; Representative Grimsley—

**HB 5311**—A bill to be entitled An act relating to the Department of Health; amending s. 20.435, F.S.; revising provisions for administration and use of funds in the Administrative Trust Fund and the Emergency Medical Services Trust Fund; providing for such administration and use under specified provisions; amending ss. 318.14, 318.18, and 318.21, F.S.; providing that funds collected from disposition of certain motor vehicle infractions shall be deposited into the Emergency Medical Services Trust Fund; removing provisions for deposit of such funds into the Administrative Trust Fund; providing for use of the funds; correcting a reference; amending ss. 320.131, 327.35, 381.765, and 938.07, F.S.; correcting references to the Brain and Spinal Cord Injury Program Trust Fund; amending ss. 381.78 and 381.79, F.S.; correcting references; amending s. 395.403, F.S., relating to reimbursement of trauma centers; revising eligibility provisions to remove provisional trauma centers and certain hospitals; providing for payments to be made from the Emergency Medical Services Trust Fund; removing provisions for one-time payments from the Administrative Trust Fund; amending s. 395.4036, F.S.; providing for use of funds in the Emergency Medical Services Trust Fund for verified trauma centers; removing provisions for such use of funds in the Administrative Trust Fund; providing an effective date.

First reading by publication (Art. III, s. 7, Florida Constitution).

By the Criminal & Civil Justice Appropriations Committee; Representative Adams—

**HB 5401**—A bill to be entitled An act relating to clerks of the court; transferring the Clerks of the Court Trust Fund to the Department of Revenue; amending s. 28.241, F.S.; revising distributions of filing fees for trial and appellate proceedings; amending s. 28.246, F.S.; conforming provisions relating to transfer of the Clerks of the Court Trust Fund; amending s. 28.35, F.S.; deleting provisions providing for housing the Florida Clerks of Court Operations Corporation within the Justice Administrative Commission, specifying the corporation as a budget entity of the commission, and specifying corporation employees as commission employees; revising membership of the corporation's executive council; exempting the corporation from certain provisions, policies, and decisions; revising duties of the corporation; amending s. 28.36, F.S.; revising requirements for a budget procedure for court-related functions of the clerks of the court; amending s. 28.37, F.S.; revising requirements for distribution of fines, fees, service charges, and court costs collected by clerks of the court; amending s. 28.43, F.S.; conforming provisions relating to transfer of the

Clerks of the Court Trust Fund; amending s. 34.041, F.S.; revising requirements for distribution of certain filing fees collected by clerks of the court; requiring certain filing fees to be retained as fee income of the office of the clerk of the circuit court; amending s. 43.16, F.S.; deleting provisions including the Florida Clerks of Court Operations Corporation under provisions relating to the Justice Administrative Commission; amending s. 110.205, F.S.; deleting the Florida Clerks of Court Operations Corporation from certain career service exempt positions provisions; amending s. 142.01, F.S.; conforming provisions relating to transfer of the Clerks of the Court Trust Fund; amending s. 213.131, F.S.; specifying creation of the Clerks of the Court Trust Fund within the Department of Revenue; providing for credit of certain funds to the trust fund; amending s. 216.011, F.S.; deleting a reference to the Florida Clerks of Court Operations Corporation as a state agency; providing an effective date.

First reading by publication (Art. III, s. 7, Florida Constitution).

By the Criminal & Civil Justice Appropriations Committee; Representative Adams—

**HB 5403**—A bill to be entitled An act relating to trust funds; amending ss. 25.241 and 35.22, F.S.; providing for deposit of specified fees into the State Courts Revenue Trust Fund rather than the state court's Operating Trust Fund; amending s. 832.08, F.S.; providing for deposit of bad check diversion program fees into the State Attorneys Revenue Trust Fund; amending s. 938.27, F.S.; providing for deposit of certain court costs after criminal convictions into the State Attorneys Revenue Trust Fund rather than the state attorney's grants and donations trust fund; transferring certain unexpended balances in trust funds to conform to changes made by this act; providing an effective date.

First reading by publication (Art. III, s. 7, Florida Constitution).

By the Transportation & Economic Development Appropriations Committee; Representative Glorioso—

**HB 5501**—A bill to be entitled An act relating to the Department of Highway Safety and Motor Vehicles; amending s. 316.066, F.S.; revising provisions for motor vehicle crash reports; providing for short-form crash reports to be completed under certain circumstances and maintained by the local law enforcement agency; authorizing law enforcement agencies to request supplemental reports from drivers and written reports from witnesses under certain circumstances; amending s. 322.02, F.S.; revising legislative intent relating to delivery of driver's license services by tax collectors; providing that it is the intent of the Legislature to transition all driver license issuance services from the Department of Highway Safety and Motor Vehicles to tax collectors; conforming a cross-reference; amending s. 322.135, F.S.; requiring the department to authorize any or all of the tax collectors in the several counties of the state to serve as its agent for the provision of specified driver's license services; removing an exemption from a fee charged by such agents; directing the department, in conjunction with the Florida Tax Collectors Association, to develop a plan to transition all driver's license issuance services to county tax collectors; requiring the plan to be submitted to the Legislature; removing procedures for approval of tax collectors as agents upon application by the tax collector; amending s. 322.20, F.S.; providing for county clerks of court and tax collectors to provide 3-year, 7-year, or complete driver records to any person upon collection of specified fees; requiring certain fees collected to be remitted to the department within a certain time period; amending ss. 322.2615, 324.051, 921.0022, F.S.; conforming cross-references; providing an effective date.

First reading by publication (Art. III, s. 7, Florida Constitution).

By the Transportation & Economic Development Appropriations Committee; Representative Glorioso—

**HB 5503**—A bill to be entitled An act relating to transportation revenue; amending s. 215.211, F.S.; removing provisions that eliminate imposition of a

specified service charge on specified income of a revenue nature; reenacting s. 215.20(1), F.S., relating to a service charge appropriated from income of a revenue nature deposited in trust funds to provide for imposition of the service charge pursuant to changes made by the act to s. 215.211, F.S.; amending s. 320.072, F.S.; revising the disposition of proceeds collected on the initial application for registration of specified motor vehicles; providing for deduction of the service charge prior to distribution; amending s. 339.135, F.S.; providing for effect of revised funding levels on department projects; providing an effective date.

First reading by publication (Art. III, s. 7, Florida Constitution).

By the Transportation & Economic Development Appropriations Committee; Representative Glorioso—

**HB 5505**—A bill to be entitled An act relating to the supplemental corporate fee; amending s. 607.0122, F.S.; specifying that a reinstatement application fee includes a certain late charge; amending s. 607.193, F.S.; deleting an exception for liability for a late charge; amending s. 607.1422, F.S.; requiring inclusion of a reinstatement application fee under fees owed by a corporation seeking reinstatement after administrative dissolution; providing an effective date.

First reading by publication (Art. III, s. 7, Florida Constitution).

By the Government Operations Appropriations Committee; Representative Hays—

**HB 5601**—A bill to be entitled An act relating to Department of Revenue maps and photographs; amending s. 195.022, F.S.; revising requirements for the department to prescribe and furnish certain photographs and maps to property appraisers; requiring that all aerial photographs and nonproperty ownership maps furnished by the department to a property appraiser be at the property appraiser's expense; providing an effective date.

First reading by publication (Art. III, s. 7, Florida Constitution).

By the Government Operations Appropriations Committee; Representative Hays—

**HB 5603**—A bill to be entitled An act relating to the Department of Financial Services; amending s. 17.04, F.S.; authorizing the Division of Insurance Fraud and the Office of Fiscal Integrity to conduct certain enforcement investigations; amending s. 20.121, F.S.; transferring the Office of Fiscal Integrity of the Division of Accounting and Auditing of the Department of Financial Services to the department's Division of Insurance Fraud; amending ss. 284.01 and 284.36, F.S.; revising criteria for premiums charged to agencies and departments for purposes of the State Risk Management Trust Fund; amending s. 284.42, F.S.; revising reporting requirements on the state insurance program; requiring the Division of Risk Management to analyze and report on certain agency return-to-work programs and activities; amending s. 284.50, F.S.; requiring certain agencies to establish and maintain return-to-work programs for certain employees; providing program goals; providing construction; requiring the Division of Risk Management to evaluate agency risk management programs; requiring reports; requiring agencies to respond to the division's evaluation and recommendations; requiring the division to submit the evaluation report to the legislative appropriations committees; amending s. 440.50, F.S.; providing for reversion of certain unencumbered and undisbursed funds to the Workers' Compensation Administration Trust Fund; providing an effective date.

First reading by publication (Art. III, s. 7, Florida Constitution).

By the Government Operations Appropriations Committee; Representative Hays—

**HB 5605**—A bill to be entitled An act relating to the Public Employees Relations Commission; amending s. 447.205, F.S.; requiring the commission

to be comprised of a chair and two part-time members; requiring the chair of the commission to devote full time to commission duties and not engage in any other business, vocation, or employment while in such office; prohibiting the part-time members from engaging in any business, vocation, or employment that conflicts with their duties while in such office; providing an effective date.

First reading by publication (Art. III, s. 7, Florida Constitution).

By the Government Operations Appropriations Committee; Representative Hays—

**HB 5607**—A bill to be entitled An act relating to retirement; amending s. 121.71, F.S.; revising the payroll contribution rates for the membership classes of the Florida Retirement System for the state fiscal years effective July 1, 2010, and July 1, 2011; deleting a provision providing for recognition and usage of current available excess assets of the Florida Retirement System Trust Fund to offset employer contribution rates for the Florida Retirement System; requiring the state actuary to consider additional factors when conducting the annual actuarial study of the Florida Retirement System; specifying the factors to be considered; providing a declaration of important state interest; providing an effective date.

First reading by publication (Art. III, s. 7, Florida Constitution).

By the Government Operations Appropriations Committee; Representative Hays—

**HB 5609**—A bill to be entitled An act relating to trust funds; creating the Federal Grants Trust Fund within the Department of Management Services; providing for the purpose of the trust fund and sources of funds; providing for future review and termination or re-creation of the trust fund; providing a contingent effective date.

First reading by publication (Art. III, s. 7, Florida Constitution).

By the Government Operations Appropriations Committee; Representative Hays—

**HB 5611**—A bill to be entitled An act relating to the Department of Management Services; amending ss. 17.11, 255.102, and 287.012, F.S.; conforming provisions to the elimination of the Office of Supplier Diversity and the transfer of its duties to the Division of State Purchasing; amending s. 287.042, F.S.; providing that fees collected by the department for the use of its electronic information services in excess of the obligations and encumbrances to cover the department's costs of providing the services shall be calculated annually and transferred to the General Revenue Fund; conforming provisions to the elimination of the Office of Supplier Diversity and the transfer of its duties to the Division of State Purchasing; amending s. 287.057, F.S.; conforming provisions to the elimination of the Office of Supplier Diversity and the transfer of its duties to the Division of State Purchasing; conforming cross-references; providing that fees collected by the department for the use of the services of its online procurement systems in excess of the obligations and encumbrances to cover the department's costs of providing the services shall be calculated annually and transferred to the General Revenue Fund; amending s. 287.094, F.S.; conforming provisions to the elimination of the Office of Supplier Diversity and the transfer of its duties to the Division of State Purchasing; providing that certain complaints formerly filed with the office may be filed with agency inspectors general; providing that a business certified by the office as a minority business enterprise under s. 287.0943, F.S., as of a specified date shall continue to be recognized as a certified minority business enterprise for purposes of doing business with state government for a specified period; amending s. 287.0943, F.S.; providing for certification of minority businesses by other specified governments if certification criteria meet, at a minimum, the state's criteria; providing duties of the Division of State Purchasing; eliminating provisions relating to the certification of minority business enterprises by the Office of Supplier Diversity; deleting provisions relating to the Minority Business Certification Task Force; deleting provisions relating to review and evaluation of

certification programs and procedures of statewide and interlocal minority business certification agreements; amending s. 287.09431, F.S.; conforming provisions to the elimination of the Office of Supplier Diversity and the transfer of its duties to the Division of State Purchasing; conforming cross-references; amending s. 287.09451, F.S.; deleting provisions creating the Office of Supplier Diversity within the department; providing for assumption of specified powers and duties by the Division of State Purchasing; eliminating provisions relating to the certification of minority business enterprises by the office; deleting provisions relating to specified communication and advocacy duties of the office; deleting obsolete provisions; amending ss. 288.703, 288.712, and 288.955, F.S.; conforming provisions to the elimination of the Office of Supplier Diversity and the transfer of its duties to the Division of State Purchasing; amending s. 287.05721, F.S.; repealing the definition of "council" as it relates to the Council on Efficient Government; repealing s. 287.0573, F.S., creating the Council on Efficient Government within the department; amending s. 287.0574, F.S.; conforming provisions to the elimination of the Council on Efficient Government; requiring that a business case be submitted in the form and manner required by the budget instructions; providing an effective date.

First reading by publication (Art. III, s. 7, Florida Constitution).

By the Government Operations Appropriations Committee; Representative Hays—

**HB 7133**—A bill to be entitled An act relating to trust funds; terminating the Ringling Investment Trust Fund within the Department of Management Services; providing for the disposition of balances in and revenues of the trust fund; prescribing procedures for terminating the trust fund; providing an effective date.

First reading by publication (Art. III, s. 7, Florida Constitution).

By the Government Operations Appropriations Committee; Representative Hays—

**HB 7135**—A bill to be entitled An act relating to trust funds; re-creating the Audit and Warrant Clearing Trust Fund within the Department of Revenue without modification; amending s. 215.199, F.S.; deleting provisions relating to the termination of the trust fund, to conform; providing a contingent effective date.

First reading by publication (Art. III, s. 7, Florida Constitution).

By the Transportation & Economic Development Appropriations Committee; Representative Glorioso—

**HB 7137**—A bill to be entitled An act relating to trust funds; reenacting and amending s. 339.0815, F.S., relating to the Transportation Revenue Bond Trust Fund; providing for future review and termination or re-creation of the trust fund; providing a contingent effective date.

First reading by publication (Art. III, s. 7, Florida Constitution).

By the Transportation & Economic Development Appropriations Committee; Representative Glorioso—

**HB 7139**—A bill to be entitled An act relating to trust funds; creating the Transportation Governmental Bond Trust Fund within the Department of Transportation; providing for the purpose of the trust fund and sources of funds; providing for future review and termination or re-creation of the trust fund; providing a contingent effective date.

First reading by publication (Art. III, s. 7, Florida Constitution).

By the Transportation & Economic Development Appropriations Committee; Representative Glorioso—

**HB 7141**—A bill to be entitled An act relating to trust funds; creating the Clearing Funds Trust Fund within the Department of State; providing for sources of funds and purposes; providing for future review and termination or re-creation of the trust fund; amending ss. 99.092 and 99.093, F.S.; clarifying provisions requiring that election assessments be transferred to the Elections Commission Trust Fund within the Department of Legal Affairs; amending s. 105.031, F.S.; requiring that the filing fees for certain offices be transferred to the Department of Legal Affairs rather than the Department of Revenue for deposit into the Elections Commission Trust Fund; amending s. 106.24, F.S.; deleting an obsolete reference to the Division of Elections with respect to the use of funds in the Elections Commission Trust Fund; amending s. 610.104, F.S.; requiring that certain funds paid to the Department of State by cable or video providers be deposited into the Clearing Funds Trust Fund rather than the Operating Trust Fund; providing a contingent effective date.

First reading by publication (Art. III, s. 7, Florida Constitution).

By the Transportation & Economic Development Appropriations Committee; Representative Glorioso—

**HB 7143**—A bill to be entitled An act relating to trust funds; creating the Federal Grants Trust Fund within the Department of State; providing for the purpose of the trust fund and sources of funds; providing for future review and termination or re-creation of the trust fund; providing a contingent effective date.

First reading by publication (Art. III, s. 7, Florida Constitution).

By the Transportation & Economic Development Appropriations Committee; Representative Glorioso—

**HB 7145**—A bill to be entitled An act relating to trust funds; re-creating the Florida Forever Program Trust Fund within the Department of Community Affairs; reenacting and amending s. 380.5115, F.S., relating to the Florida Forever Program Trust Fund; providing for sources of funds and purposes; providing for the annual carryforward of funds; providing for future review and termination or re-creation of the trust fund; providing a contingent effective date.

First reading by publication (Art. III, s. 7, Florida Constitution).

By the Transportation & Economic Development Appropriations Committee; Representative Glorioso—

**HB 7147**—A bill to be entitled An act relating to trust funds; re-creating the Emergency Response Trust Fund within the Department of Military Affairs without modification; repealing s. 250.175(2)(b), F.S.; abrogating provisions relating to the termination of the trust fund, to conform; providing a contingent effective date.

First reading by publication (Art. III, s. 7, Florida Constitution).

By the Transportation & Economic Development Appropriations Committee; Representative Glorioso—

**HB 7149**—A bill to be entitled An act relating to trust funds; creating the Federal Grants Trust Fund within the Department of Community Affairs; providing for sources of funds and purposes; providing for future review and termination or re-creation of the trust fund; providing a contingent effective date.

First reading by publication (Art. III, s. 7, Florida Constitution).

By the Governmental Affairs Policy Committee; Representative Schenck—

**HB 7151**—A bill to be entitled An act relating to procurement; amending s. 287.012, F.S.; revising, eliminating, and providing definitions; amending s. 287.017, F.S.; revising the threshold amounts for state purchasing categories; eliminating a requirement that the Department of Management Services adopt rules to adjust the threshold amounts; repealing s. 287.045, F.S., relating to procurement of products and materials with recycled content; amending s. 287.057, F.S.; revising and organizing provisions relating to the procurement of commodities and contractual services by the state; specifying authorized uses for competitive solicitation processes; providing procedures and requirements with respect to competitive solicitation; specifying types of procurements for which invitations to bid, requests for proposals, and invitations to negotiate are to be utilized and providing procedures and requirements with respect thereto; revising contractual services and commodities that are not subject to competitive-solicitation requirements; prohibiting an agency from dividing the solicitation of commodities or contractual services in order to avoid specified requirements; authorizing a renewal of contracts for community-based care lead agency services for a specified term under certain conditions; eliminating eligibility of persons who receive specified contracts that were not subject to competitive procurement to contract with an agency for any other contracts dealing with the specific subject matter of the original contract; amending s. 287.0571, F.S.; revising applicability of ss. 287.0571-287.0574, F.S.; specifying procurements and contracts to which s. 287.0571, F.S., relating to agency business cases for outsourcing of specified projects, does not apply; requiring an agency to complete a business case for any outsourcing project with an expected cost in excess of a specified amount within a single fiscal year; providing for the submission of the business case in accordance with provisions governing the submission of agency legislative budget requests; providing that a business case is not subject to challenge; providing required components of a business case; specifying required provisions for a contract for a proposed outsourcing; repealing s. 287.05721, F.S.; eliminating definitions; creating s. 287.0575, F.S.; establishing duties and responsibilities of the Department of Children and Family Services, the Agency for Persons with Disabilities, the Department of Health, the Department of Elderly Affairs, and the Florida Department of Veterans Affairs, and service providers under contract to those agencies, with respect to coordination of contracted services; requiring state agencies contracting for health and human services to notify their contract service providers of certain requirements by a specified date or upon entering into any new contract for health and human services; requiring service providers that have more than one contract with one or more state agencies to provide health and human services to provide each of their contract managers with a comprehensive list of their health and human services contracts by a specified date; specifying information to be contained in the list; providing for assignment, by a specified date, of a single lead administrative coordinator for each service provider from among agencies having multiple health and human services contracts; requiring the lead administrative coordinator to provide notice of his or her designation to the service provider and to the agency contract managers for each affected contract; providing the method of selection of lead administrative coordinator; providing responsibilities of the designated lead administrative coordinator; providing duties of contract managers for agency contracts; providing nonapplicability; requiring annual performance evaluations of designated lead administrative coordinators by each agency contracting for health and human services; providing for a report; repealing s. 287.0573, F.S., which establishes the Council on Efficient Government and provides membership and duties thereof; repealing s. 287.0574, F.S.; eliminating provisions relating to business cases to outsource, review and analysis conducted thereunder, and requirements thereof that are relocated in other sections of Florida Statutes set forth in this act; amending ss. 283.32 and 403.7065, F.S.; conforming provisions to the repeal of s. 287.045, F.S.; relating to procurement of products and materials with recycled content; amending ss. 14.204, 43.16, 61.1826, 112.3215, 255.25, 283.33, 286.0113, 287.022, 287.058, 287.059, 295.187, 394.457, 394.47865, 402.40, 402.7305, 408.045, 427.0135, 445.024, 481.205, 570.07, 627.311, 627.351, 765.5155, 893.055, and

1013.38, F.S., s. 21, ch. 2009-55, Laws of Florida, and s. 31, ch. 2009-223, Laws of Florida; conforming cross-references; providing an effective date.

First reading by publication (Art. III, s. 7, Florida Constitution).

By Representative Patronis—

**HR 9027**—A resolution honoring Bobby Bowden for his outstanding career as the Florida State University Head Football Coach.

First reading by publication (Art. III, s. 7, Florida Constitution).

By Representative Jones—

**HR 9029**—A resolution recognizing Alpha Kappa Alpha Sorority, Inc.

First reading by publication (Art. III, s. 7, Florida Constitution).

By Representative Bullard—

**HR 9031**—A resolution commending the members of the Florida High School Athletic Association for producing student athlete football players who excel on the high school and collegiate levels.

First reading by publication (Art. III, s. 7, Florida Constitution).

By Representative Steinberg—

**HR 9033**—A resolution recognizing February 2010 as Safe Haven for Newborns Month in Florida and commending the Gloria M. Silverio Foundation for its efforts on behalf of newborns.

First reading by publication (Art. III, s. 7, Florida Constitution).

By Representative McBurney—

**HR 9035**—A resolution recognizing the outstanding public service and lifetime achievements of Mallory E. Horne.

First reading by publication (Art. III, s. 7, Florida Constitution).

By Representative Schwartz—

**HR 9037**—A resolution recognizing the month of March 2010 as "Women's History Month."

First reading by publication (Art. III, s. 7, Florida Constitution).

By Representative Schwartz—

**HR 9039**—A resolution recognizing April 16, 2010, as "Healthcare Decisions Day" in Florida.

First reading by publication (Art. III, s. 7, Florida Constitution).

By Representative Bogdanoff—

**HR 9041**—A resolution declaring September 26, 2010, as "Mesothelioma Awareness Day" in Florida.

First reading by publication (Art. III, s. 7, Florida Constitution).

By Representative Nehr—

**HR 9043**—A resolution recognizing October 2010 as "Domestic Violence Awareness Month."

First reading by publication (Art. III, s. 7, Florida Constitution).

**First Reading of Council and Committee Substitutes by Publication**

By the Health Care Regulation Policy Committee; Representatives Y. Roberson, Homan, Porth, and Van Zant—

**CS/HB 591**—A bill to be entitled An act relating to health insurance; creating ss. 627.6404, 627.6572, and 641.31093, F.S.; requiring all antiretroviral agents to be included on health plan formularies; prohibiting access-limiting procedures used to restrict antiretroviral agents prescribed to treat a person with HIV; amending s. 627.6515, F.S.; including reference to such requirements on policies issued by out-of-state groups; providing an effective date.

First reading by publication (Art. III, s. 7, Florida Constitution).

By the Public Safety & Domestic Security Policy Committee; Representative Holder—

**CS/HB 1005**—A bill to be entitled An act relating to corrections; amending s. 384.34, F.S.; revising criminal penalties pertaining to sexually transmissible diseases; amending s. 775.0877, F.S.; removing a provision authorizing a court to require an offender convicted of criminal transmission of HIV to serve a term of criminal quarantine community control; amending s. 796.08, F.S., relating to criminal transmission of HIV; conforming a cross-reference; creating s. 800.09, F.S.; defining terms; providing that a person who is detained in a state or private correctional facility may not commit lewd or lascivious exhibition in the presence of an employee who the detainee knows or reasonably should know is an employee; providing criminal penalties; amending s. 921.187, F.S.; removing a reference to criminal quarantine community control to conform to changes made by the act; amending s. 940.061, F.S.; requiring that the Department of Corrections send to the Parole Commission by electronic means a monthly list of the names of inmates released from incarceration and offenders terminated from supervision who may be eligible for restoration of civil rights; repealing s. 944.293, F.S., relating to initiation of the restoration of an inmate's civil rights; amending s. 944.35, F.S.; including employees of private correctional facilities within a statute prohibiting employees from committing certain sexual misconduct with inmates; providing criminal penalties; amending s. 944.605, F.S.; authorizing the Department of Corrections to electronically submit certain information to the sheriff of the county in which the inmate plans to reside and to the chief of police of the municipality where the inmate plans to reside; amending ss. 944.804 and 944.8041, F.S.; requiring the department to establish and operate certain geriatric facilities or dorms at prison institutions; removing provisions requiring the operation of a specified facility; amending s. 945.41, F.S.; deleting a prohibition against the placement of youthful offenders at certain institutions for mental health treatment; amending s. 945.42, F.S.; deleting references to an inmate's refusal of voluntary placement for purposes of determining the inmate's need for care and treatment; amending s. 945.43, F.S.; clarifying that an inmate is placed in, rather than admitted to, a mental health treatment facility; requiring that a petition for placement be filed in the county in which an inmate is located; authorizing the department to transport the inmate to the location of the hearing on such a placement under certain circumstances; amending s. 945.46, F.S.; providing procedures for the transport of inmates who are mentally ill and who are scheduled to be released from confinement; creating s. 946.42, F.S.; authorizing the department to use inmate labor on private property under certain circumstances; defining terms; repealing s. 948.001(3), F.S., relating to the definition of the term "criminal quarantine community control," to conform to changes made by the act; amending s. 948.03, F.S.; providing additional conditions of probation to be applied to a defendant; deleting certain requirements for possession of a weapon other than a firearm; requiring that a digitized photograph of an offender be part of the offender's record; authorizing the department to display such photographs on its website for a specified period; providing exceptions; amending s. 948.09, F.S.; conforming a cross-reference; amending ss. 948.101 and 948.11, F.S.; deleting provisions related to criminal quarantine community control; amending s. 951.26, F.S.; authorizing each local public safety coordinating council to develop a comprehensive local reentry plan for offenders

reentering the community; providing plan requirements; providing an effective date.

First reading by publication (Art. III, s. 7, Florida Constitution).

By the PreK-12 Policy Committee; Representative Bullard—

**CS/HB 1085**—A bill to be entitled An act relating to career and education planning; amending s. 1003.4156, F.S.; requiring career exploration in specified fields to be included in a career and education planning course required for middle grades promotion; providing an effective date.

First reading by publication (Art. III, s. 7, Florida Constitution).

### First-named Sponsors

HB 7129—Murzin

### Cosponsors

HB 9—Planas, Rouson

HB 31—Stargel

CS/HB 41—A. Williams

HB 53—Adkins

CS/HB 105—Culp, Robaina

HB 165—Nehr

HJR 313—Crisafulli

CS/HB 315—Crisafulli, McBurney, Stargel

HB 359—Y. Roberson

HB 391—Heller

HB 467—Stargel

HB 477—Heller, Rehwinkel Vasilinda

HB 489—Porth

HB 517—Randolph, Saunders

HB 669—Homan

HB 701—Kreegel

HB 791—Homan

HB 795—Rogers

HB 835—Kriseman

HB 881—Robaina, Y. Roberson

CS/HB 981—Brisé

HB 993—Dorworth

HB 1071—Patronis

HM 1187—Crisafulli

HB 7051—Ambler

HCR 8003—Nehr

## Reports of Standing Councils and Committees

### Received March 16:

The Military & Local Affairs Policy Committee reported the following favorably:

CS/HB 119 with committee substitute

The above committee substitute was transmitted to the Office of the Speaker, subject to referral under Rule 7.20. Under the rule, CS/HB 119 was laid on the table.

The Health & Family Services Policy Council reported the following favorably:

CS/HB 479

The above committee substitute was placed on the Calendar of the House.

The Health & Family Services Policy Council reported the following favorably:

CS/HB 573

The above committee substitute was placed on the Calendar of the House.

The Transportation & Economic Development Appropriations Committee reported the following favorably:

HB 1195

The above bill was transmitted to the next council or committee of reference, the Economic Development & Community Affairs Policy Council.

The Transportation & Economic Development Appropriations Committee reported the following favorably:

HB 1229

The above bill was transmitted to the next council or committee of reference, the Economic Development & Community Affairs Policy Council.

The Health Care Regulation Policy Committee reported the following favorably:

CS/HB 1337

The above committee substitute was transmitted to the next council or committee of reference, the Health Care Appropriations Committee.

The Military & Local Affairs Policy Committee reported the following favorably:

HB 1403 with committee substitute

The above committee substitute was transmitted to the Office of the Speaker, subject to referral under Rule 7.20. Under the rule, HB 1403 was laid on the table.

### Received March 17:

The Education Policy Council reported the following favorably:  
HB 45

The above bill was placed on the Calendar of the House.

The Education Policy Council reported the following favorably:  
HB 255

The above bill was placed on the Calendar of the House.

The Education Policy Council reported the following favorably:  
HB 521

The above bill was placed on the Calendar of the House.

The Economic Development Policy Committee reported the following favorably:

HB 579

The above bill was transmitted to the next council or committee of reference, the Finance & Tax Council.

The Health Care Regulation Policy Committee reported the following favorably:

HB 591 with committee substitute

The above committee substitute was transmitted to the Office of the Speaker, subject to referral under Rule 7.20. Under the rule, HB 591 was laid on the table.

The Public Safety & Domestic Security Policy Committee reported the following favorably:

HB 1005 with committee substitute

The above committee substitute was transmitted to the Office of the Speaker, subject to referral under Rule 7.20. Under the rule, HB 1005 was laid on the table.

The PreK-12 Policy Committee reported the following favorably:  
HB 1085 with committee substitute

The above committee substitute was transmitted to the Office of the Speaker, subject to referral under Rule 7.20. Under the rule, HB 1085 was laid on the table.

The Health Care Appropriations Committee reported the following favorably:

HB 1293

The above bill was transmitted to the next council or committee of reference, the Health & Family Services Policy Council.

The Economic Development Policy Committee reported the following favorably:

HB 1321

The above bill was transmitted to the next council or committee of reference, the Finance & Tax Council.

The State Universities & Private Colleges Policy Committee reported the following favorably:

HB 1409

The above bill was transmitted to the next council or committee of reference, the State Universities & Private Colleges Appropriations Committee.

The Economic Development Policy Committee reported the following favorably:

HB 1539

The above bill was transmitted to the next council or committee of reference, the Finance & Tax Council.



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